IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.39546 of 2008

1. MAHENDRA YADAV
S/o- Ramanand Yadav
R/o- Village – Dhimoi,
P.S.- Harnaut (Gokhulpur)
District - Nalanda

Versus
STATE OF BIHAR
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2. 04.12.2008 Heard the parties.

Petitioner is an accused in a case registered for the offences under sections 341, 323, 307, 379, 364/34 of the Indian Penal Code and 27 of the Arms Act.

It has been submitted on behalf of the petitioner that petitioner is named accused and there is no specific allegation against this petitioner. The only allegation against the petitioner is of indiscriminate firing. However, no one was injured. It is further submitted that dispute was on account of fishing on the Pond. It is further submitted that similarly situated co-accused Nunulal Yadav has been allowed bail by this court by order dated 28.11.2008 passed in Cr. Misc. No. 38293 of 2008.

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Learned counsel for the State is not in a position to refute the submissions made on behalf of the petitioner.

Having considered the submissions, as noticed above, and in the facts and circumstances of the

case, it is directed that in the event of arrest or surrender within a period of four weeks from today, the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Nalanda at Bihar Sharif in connection with Harnaut (Gokhulpur) P.S. case No. 126 of 2008 subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

Jagdish/- **(Shailesh Kumar Sinha,J)**

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